

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:20-CV-520-MOC-SCR**

UNITED STATES *ex rel.* CHAD HOWARD,
M.D.,

Plaintiff,

v.

GOLDEN EAGLE, INC. d/b/a US
TELEMEDICINE; BIOCONFIRM
LABORATORIES LLC; METRIC LAB
SERVICES LLC; AMERICAN FAMILY
FINANCIAL ASSOCIATION LLC,

Defendants.

ORDER

The United States, having declined to intervene in this action pursuant to the False Claims Act, 31 U.S.C. § 3730(b)(4)(B), the Court rules as follows:

IT IS ORDERED that,

1. The Complaint, the Government's Notice of Election to Decline Intervention and Motion to Unseal Complaint, and this Order be unsealed;
2. If Relator elects to proceed with this action pursuant to 31 U.S.C. § 3730(c)(3), Relator shall serve the complaint on Defendants within 90 days of this order;
3. All other current contents of the Court's file in this action remain under seal and are not to be made public or served upon the defendant, except for the Complaint, this Order and the Government's Notice of Election to Decline Intervention, which the Relator will serve upon the Defendant only after service of the Complaint;

4. The seal be lifted as to all other matters occurring in this action after the date of this Order;

5. The parties shall serve all pleadings and motions filed in this action, including supporting memoranda, upon the United States, as provided for in 31 U.S.C. § 3730(c)(3). The United States may order any deposition transcripts and are entitled to intervene in this action, for good cause, at any time;

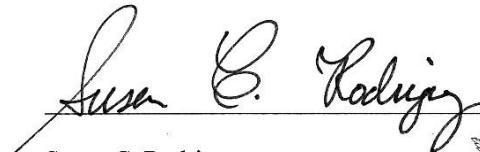
6. The parties shall serve all notices of appeal upon the United States;

7. All orders of this Court shall be sent to the United States; and that

8. Should the Relator or the Defendants propose that this action be dismissed, settled, or otherwise discontinued, the Court will solicit the written consent of the United States before ruling or granting its approval.

SO ORDERED.

Signed: May 24, 2023



Susan C. Rodriguez
United States Magistrate Judge

